



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Cary L. Bates, et al.

Serial No.: 10/008,864

Filed: December 6, 2001

For: STORING AND RESTORING SNAPSHOTS OF A COMPUTER  
PROCESS

Group Art Unit: 2192

Confirmation No.: 5046

12/01/2005 HTECKLU1 00000001 090465 10008864

01 FC:1401 500.00 DA

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision  
dated July 26, 2005, of the Primary Examiner finally rejecting claims 1-27.

The item(s) checked below are appropriate:

1. ☒ An extension of time to respond to the final rejection is filed herewith for  
one month(s).
2. ☐ A timely response to the final rejection has been filed.
3. ☒ This Notice of Appeal constitutes a timely response to the final rejection.

Docket No.: CA920010004US1  
Serial No.: 10/008,864

4. ☒ The fee of \$500.00 is:

☐ Enclosed.

☐ Not required. (Fee paid in prior appeal.)

☒ Charged to Deposit Account No. 09-0465. A duplicate copy of this sheet is enclosed.

Date: November 28, 2005

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)**

I hereby certify that the enclosed or attached correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 28, 2005

Date of Deposit

Lisa M. Plank

Lisa M. Plank

Respectfully submitted,

By

Grant A. Johnson

Registration No.: 42,696

From:

IBM Corporation  
Intellectual Property Law  
Dept. 917, Bldg. 006-1  
3605 Highway 52 North  
Rochester, MN 55901

Telephone: (507) 253-4660

Fax: (507) 253-2382

Docket No.: CA920010004US1

Serial No.: 10/008,864